

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Weers et al.	Group Art Unit: 1617
Application No: 09/851,226	Examiner: Hui, San Ming R.
Confirmation No: 4017	Attorney Docket No: NK.0073.00
Filing Date: 05/08/2001	
For: PHOSPHOLIPID-BASED POWDERS FOR DRUG DELIVERY	January 5 <sup>th</sup> , 2005 San Francisco, California

**AMENDMENT FILED WITH RCE**

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Examiner Hui:

This amendment for the above-referenced application is being filed in response to the Final Office Action mailed on May 5<sup>th</sup>, 2004, and the Notice of Appeal filed on November 10<sup>th</sup>, 2004. The amendment is timely since it is accompanied by a RCE submission and is filed within two months of the date of the Notice of Appeal.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: MAIL STOP RCE Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office at (703) 872-9306 on the date shown below.

By:

Christy Hennigan

Date: January 5, 2005

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